

REMARKS

The claims remaining in this application includes newly added claim 14, claim 4, and claims 6 through 9.

The remaining claims have been canceled, without prejudice.

The prior art cited by the examiner, particularly the prior patents to Julien, Julien never considered previously, that a type of soil adjuvant, designed to provide for a blended source of organic and inorganic nitrogen of variable solubility's in the form of non-protein nitrogen, peptides, amino acids, and intact protein, could be used as an additive and processed as a soil adjuvant, mixed with a crier, dried to provide for a low moisture content, and can then be added to the soil to both maximize and enhance the plant uptake of nutrients, while preventing loss of nutrients through leeching and run-off from the soil to which the adjuvant has been added. This is not considered the subject matter of any of the Julien previous patents, and therefore, it is questioned how anticipation can be determined from that lack of information in the prior cited patents.

The examiner has also cited the Stuhr patent, but once again, it is an animal feed mixture, and not one that is mixed in the manner as described in the current application, for use as a soil adjuvant, and to enhance specifically the utilitarian value of the soil to which the soil adjuvant of this invention, as claimed, is added, in order to have the plants uptake of nutrients, and prevent its run-off. This is not the subject matter as described or claimed in the Stuhr published application.

With respect to all of the double patenting raised by the examiner, upon the obviousness type of double patenting rejection, enclosed is a Terminal Disclaimer with respect to all of the applicants prior patents, the submission of this type of Terminal Disclaimer, it is believed that any rejection under 103, or based upon double patenting, may be obviated.
